

Translation

Rec'd PCT/PTO OCT 2004
PATENT COOPERATION TREATY

510,905
PCT/JP2003/004469



PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 274PCT	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/PEA/416)	
International application No. PCT/JP2003/004469	International filing date (day/month/year) 08 April 2003 (08.04.2003)	Priority date (day/month/year) 10 April 2002 (10.04.2002)
International Patent Classification (IPC) or national classification and IPC C08G 18/65, C08L 75/04, B29C 41/18, B60R 21/20, B60K 37/00		
Applicant SANYO CHEMICAL INDUSTRIES, LTD.		

<p>1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of <u>5</u> sheets, including this cover sheet.</p> <p><input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).</p> <p>These annexes consist of a total of _____ sheets.</p>	
<p>3. This report contains indications relating to the following items:</p> <p>I <input checked="" type="checkbox"/> Basis of the report</p> <p>II <input type="checkbox"/> Priority</p> <p>III <input type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</p> <p>IV <input type="checkbox"/> Lack of unity of invention</p> <p>V <input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</p> <p>VI <input type="checkbox"/> Certain documents cited</p> <p>VII <input type="checkbox"/> Certain defects in the international application</p> <p>VIII <input type="checkbox"/> Certain observations on the international application</p>	

Date of submission of the demand 27 August 2003 (27.08.2003)	Date of completion of this report 05 February 2004 (05.02.2004)
Name and mailing address of the IPEA/JP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP2003/004469

I. Basis of the report

1. With regard to the elements of the international application:*

- ☒ the international application as originally filed
- ☐ the description:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the claims:
 pages _____, as originally filed
 pages _____, as amended (together with any statement under Article 19
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the drawings:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the sequence listing part of the description:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/fig _____

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

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V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	10-14	YES
	Claims	1-9, 15-21	NO
Inventive step (IS)	Claims		YES
	Claims	1-21	NO
Industrial applicability (IA)	Claims	1-21	YES
	Claims		NO

2. Citations and explanations

- Document 1: JP 2000-17033 A (Sanyo Chemical Industries, Ltd.), 18 January 2000
- Document 2: JP 11-49948 A (Sanyo Chemical Industries, Ltd.), 23 February 1999
- Document 3: JP 10-259369 A (Sanyo Chemical Industries, Ltd.), 29 September 1998
- Document 4: JP 2000-17032 A (Sanyo Chemical Industries, Ltd.), 18 January 2000
- Document 5: JP 2000-103957 A (Sanyo Chemical Industries, Ltd.), 11 April 2000
- Document 6: JP 2001-106787 A (Shin-Etsu Chemical Co., Ltd.), 17 April 2001
- Document 7: JP 2000-119393 A (Shin-Etsu Chemical Co., Ltd.), 25 April 2000
- Document 8: JP 9-59385 A (Nippon Unicar Co., Ltd.), 4 March 1997
- Document 9: JP 1-126389 A (Nichiseika Color & Chemical Mfg. Co., Ltd.), 18 May 1989
- Document 10: JP 7-278162 A (Daikin Industries, Ltd.), 24 October 1995
- Document 11: WO 95/00307 A1 (Daikin Industries, Ltd.), 5 January 1995
- Document 12: JP 5-301228 A (Daikin Industries, Ltd.), 16 November 1993

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Document 13: JP 53-40052 A (Daikin Industries, Ltd.), 12
April 1978

Document 14: JP 52-42550 A (Daikin Industries, Ltd.), 2
April 1977

Document 15: JP 52-39587 A (Daikin Industries, Ltd.), 26
March 1977

Document 16: JP 52-36588 A (Daikin Industries, Ltd.), 19
March 1977

The inventions set forth in claims 1-9 and 15-21 are not novel and do not involve an inventive step, because they are disclosed in documents 1-3, cited in the international search report. The macromolecular diol constituents disclosed in documents 1, 2 and 3 can be the same as in the examples in the present application, and there is no perceptible difference between the inventions disclosed in these documents and those described in these claims. Note also that document 3, paragraph [0048], mentions the possibility of employing the invention disclosed in the document as material for slush moulding.

The inventions set forth in claims 10-11 do not involve an inventive step in the light of documents 1 to 3 and 4, cited in the international search report. A person skilled in the art could easily use a phosphate ester disclosed in document 4 as the plasticizer employed in polyurethane type slush moulding material disclosed in documents 1 to 3.

The invention set forth in claim 12 does not involve an inventive step in the light of documents 1 to 3 and 5, cited in the international search report. A person skilled in the art could easily used an aromatic monocarboxylic acid ester of a poly(alkylene glycol) disclosed in document 5 as the plasticizer employed in polyurethane

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International application No.

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type slush moulding material disclosed in documents 1 to 3.

The inventions set forth in claims 13-14 do not involve an inventive step in the light of documents 1 to 3 and 6 to 16, cited in the international search report. A person skilled in the art could easily use a fluorine-modified phosphate ester or modified silicone containing a polar group, disclosed in documents 6 to 16, as the internal release agent employed in polyurethane type slush moulding material disclosed in documents 1 to 3.

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PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 274 PCT		FOR FURTHER ACTION	See Form PCT/IPEA/416
International application No. PCT/JP03/04469		International filing date (day/month/year)	Priority date (day/month/year)
International Patent Classification (IPC) or national classification and IPC			
Applicant SANYO CHEMICAL INDUSTRIES, LTD.			
<p>1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of 4 sheets, including this cover sheet.</p> <p>3. This report is also accompanied by ANNEXES, comprising:</p> <p>a. <input type="checkbox"/> (sent to the applicant and to the International Bureau) a total of _____ sheets, as follows:</p> <p><input type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).</p> <p><input type="checkbox"/> sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.</p> <p>b. <input type="checkbox"/> (sent to the International Bureau only) a total of _____, containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).</p> <p>4. This report contains indications relating to the following items:</p> <p><input checked="" type="checkbox"/> Box No. I Basis of the report</p> <p><input type="checkbox"/> Box No. II Priority</p> <p><input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</p> <p><input type="checkbox"/> Box No. IV Lack of unity of invention</p> <p><input checked="" type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</p> <p><input type="checkbox"/> Box No. VI Certain documents cited</p> <p><input type="checkbox"/> Box No. VII Certain defects in the international application</p> <p><input type="checkbox"/> Box No. VIII Certain observations on the international application</p>			
Date of submission of the demand		Date of completion of this report	
Name and mailing address of the IPEA/		Authorized officer	
Facsimile No.		Telephone No.	

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No. _____

Box No. 1 Basis of the report

1. With regard to the **language**, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.

- ☐ This report is based on translations from the original language into the following language _____, which is the language of a translation furnished for the purposes of:
- ☐ international search (under Rules 12.3 and 23.1(b))
 - ☐ publication of the international application (under Rule 12.4)
 - ☐ international preliminary examination (under Rules 55.2 and/or 55.3)

2. With regard to the **elements** of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:

- ☒ the international application as originally filed/furnished
- ☐ the description:
- pages _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ the claims:
- pages _____ as originally filed/furnished
- pages* _____ as amended (together with any statement) under Article 19
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ the drawings:
- pages _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing.

3. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing *(specify)*: _____
- ☐ any table(s) related to sequence listing *(specify)*: _____

4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing *(specify)*: _____
- ☐ any table(s) related to sequence listing *(specify)*: _____

* If item 4 applies, some or all of those sheets may be marked "superseded."

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	<u>10-14</u>	YES
	Claims	<u>1-9, 15-21</u>	NO
Inventive step (IS)	Claims		YES
	Claims	<u>1-21</u>	NO
Industrial applicability (IA)	Claims	<u>1-21</u>	YES
	Claims		NO

2. Citations and explanations (Rule 70.7)